

LAW OFFICES OF  
**RICHARD C. CONOVER**  
 104 EAST MAIN  
 SUITE 404  
 P. O. BOX 1329  
 BOZEMAN, MONTANA 59711-1329  
 TELEPHONE (406) 587-4240  
 FACSIMILE (406) 587-4330

**RECEIVED**  
**CENTRAL FAX CENTER**  
**SEP 15 2006**

**FAX TRANSMISSION SHEET**

September 15, 2006

TO: Mail Stop Non-Fee Amendment

FACSIMILE NO.: (571) 273-8300

FROM: Richard C. Conover

FACSIMILE NO.: (406) 587-4330

RE: Response to Office Action  
 Applicant: Ralph Simpson, et al  
 Serial No.: 10/628,081  
 Filed: 07/25/2003  
 For: SPORTS TRAINING AND EXERCISE DEVICE  
 Art Unit: 3764  
 Examiner: Jerome W. Donnelly

\*\*\*\*\*

**THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED FOR THE USE OF THE ADDRESSEE LISTED ABOVE AND NO ONE ELSE. IF YOU ARE NOT THE INTENDED RECIPIENT OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER THIS MESSAGE TO THE INTENDED RECIPIENT, PLEASE DO NOT USE THIS TRANSMISSION IN ANY WAY, BUT CONTACT THE SENDER BY TELEPHONE**

We are transmitting ( ) pages including this cover sheet. Please direct any inquiry regarding an unsuccessful or illegible transmission to Janine at Telephone No. (406) 587-4240.

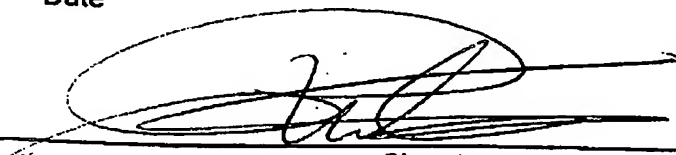
PTO/SB/07 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.**Certificate of Transmission under 37 CFR 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on September 15, 2006  
Date



Signature

Richard C. Conover

Typed or printed name of person signing Certificate

26,363

Registration Number, if applicable

(406) 587-4240

Telephone Number

**Note:** Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

- 1) Facsimile Transmission Sheet;
- 2) Response to Office Action; and
- 3) Certificate of Transmission.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 18 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER

SEP 15 2006

Applicant/s : Ralph Simpson  
Pete Draovitch  
Steve McGee

Serial No. : 10/628,081

Filed : 07/25/2003

For : SPORTS TRAINING AND EXERCISE DEVICE

Art Unit : 3764

Examiner : Jerome W. Donnelly

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (703) 571-8300

RESPONSE

Dear Sir:

In response to the Office Action mailed July 31, 2006 for which a response is due  
October 31, 2006 regarding the above-identified application, the applicant responds as follows: